

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Patent

| | | |
|---------------------------------|---|----------------------------------|
| Applicant(s): Colin LOW, et al. |) | Re: REQUEST FOR CERTIFICATE |
| |) | OF CORRECTION UNDER 37CFR |
| U.S. Patent No. 7,012,916 |) | 1.322 |
| Issue Date: March 14, 2006 |) | |
| |) | Group Art Unit: 2667 |
| U.S. Application No. 10/052,285 |) | |
| Filing Date: January 18, 2002 |) | Examiner: William A. Luther |
| |) | |
| For: "METHOD AND APPARATUS FOR |) | Our Ref.: B-3472DIV2PCT 619165-5 |
| ACCESSING COMMUNICATION DATA |) | |
| RELEVANT TO A TARGET ENTITY..." |) | Date: JUNE 18, 2008 |

REQUEST FOR CERTIFICATE OF CORRECTION OF PATENT
FOR PTO MISTAKE (37 C.F.R. § 1.322(a))

Sir:

The Letters Patent for this application incorrectly lists Nicolas Bouthors as an inventor and erroneously lists three foreign priority applications.

On August 2, 2004, the following were submitted to the USPTO with a Request for Continued Examination (RCE):

- Preliminary Amendment
- Information Disclosure Statement
- *- Amendment, Request and Fee Deleting Incorrectly Named Person(s) Who Are Not Inventor(s) of Invention Now Being Claimed - Nonprovisional Application - (37 CFR 1.148(b))
- *- Supplemental Declaration/Power of Attorney
- *- Corrective Claim to Priority

*The correction of inventorship was filed in order to remove Nicolas Bouthors as a named inventor. In addition, a supplemental Declaration and corrective claim to priority were also filed so that the subject application claimed priority

Copies of said papers are enclosed herewith for your reference.

Applicant hereby petitions pursuant to 35 USC 254 and in accordance with the requirements of 37 CFR 1.322 to issue a Certificate of Correction to correct the above-mentioned errors.

Attached is Form PTO/SB/44 suitable for printing.

In view of the above, the Commissioner is respectfully requested to approve the attached Certificate of Correction under 37 C.F.R. 1.322.

Because the error in U.S. Patent No. 7,012,916 was made by the USPTO, and not by the Applicants, no official fees should be due.

CERTIFICATE OF TRANSMISSION

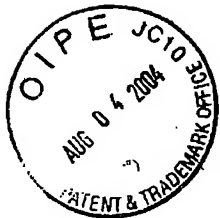
I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted electronically to the United States Patent and Trademark Office on June 18, 2008.

Respectfully submitted,

/Robert Popa 43010/

Robert Popa
Attorney for the Applicants
Registration No.: 43,010
LADAS & PARRY LLP
5670 Wilshire Blvd., Suite 2100
Los Angeles, CA 90036-5679
Telephone No.: (323) 934-2300
Facsimile No.: (323) 934-0202

Enclosures: Copies of papers submitted on August 2, 2004
Certificate of Correction



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Colin LOW, et al.

Application No.: 10 / 052,285 Group No.: 2664

Filed: January 18, 2002

Examiner: William A. Luther

For: "METHOD AND APPARATUS FOR ACCESSING COMMUNICATION DATA..."

MAIL STOP RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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**AMENDMENT, REQUEST AND FEE DELETING INCORRECTLY
NAMED PERSON(S) WHO ARE NOT INVENTOR(S) OF INVENTION
NOW BEING CLAIMED—NONPROVISIONAL APPLICATION—
(37 C.F.R. § 1.48(b))**

NOTE: The correction of the inventorship can be made with respect to the inventors originally named or where the inventorship was corrected after filing under § 1.48(a) and, subsequent to that correction, prosecution of the application required additional correction under § 1.48(b). 62 Fed. Reg. 53,131, at 53,139 (Oct. 10, 1997).

NOTE: "If the correct inventors are named in a nonprovisional application and the prosecution of the application results in the amendment or cancellation of claims so that fewer than all of the currently named inventors are the actual inventors of the invention being claimed in the application, an amendment must be filed requesting the deletion of the name or names of the person or persons who are not inventors of the application being claimed." 37 C.F.R. § 1.48(b).

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

MAIL STOP RCE

☒ deposited with the United States Postal Service in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

37 C.F.R. § 1.8(a)

37 C.F.R. § 1.10 *

☒ with sufficient postage as first class mail.☐ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION☐ facsimile transmitted to the Patent and Trademark Office, (703) _____

Signature

Suzanne Johnston

(type or print name of person certifying)

Date: 8/2/04

08/05/2004 HALI11

00000025 10052285

01 FC:1460

130.00 OP

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

(Amendment, Request and Fee Deleting Incorrectly Named Person(s) Who Are Not Inventor(s) of Invention
Now Being Claimed (37 C.F.R. § 1.48(b)) [9-21]—page 1 of 2)

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1. This amendment and request under 37 C.F.R. § 1.48(b) is to delete the name(s) of the following person(s) named as inventor(s) and who is (are) not the inventor(s) of the invention now being claimed: Nicolas Bouthors

2. Claim(s) Now on File

The claim(s) in this application are as follows:

(check and complete all applicable items)

- ☐ originally filed claim(s) _____
- ☐ originally filed claim(s) _____, as amended on _____
- ☐ claim(s) _____ filed on _____
- ☒ claim(s) 19-80 filed on 1/18/02, as amended on 8/2/04

3. Status of Inventorship After Amendment

(check the following, item if all the inventor(s) remaining after this petition and amendment is accepted are not the inventor(s) of the subject matter of all the claim(s) now being claimed)

- ☐ Attached is an explanation of the facts, including the ownership of all the claim(s) at the time the last claimed invention was made (Declaration of Inventorship and Common Ownership of Claims in Application).

4. Fee (37 C.F.R. § 1.17(i))-\$130.00

The fee required by is paid as follows:

- ☒ Attached is a ☒ check ☐ money order in the amount of \$ 130.00
- ☐ Authorization is hereby made to charge the amount of \$ _____
- ☐ to Deposit Account No. _____
- ☐ to Credit card as shown on the attached credit card information authorization form PTO-2038.

WARNING: Credit card information should not be included on this form as it may become public.

- ☐ Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.



SIGNATURE OF PRACTITIONER

Richard P. Berg

(type or print name of practitioner)

Reg. No.: 28,145

Tel. No.: (323) 934-2300

LADAS & PARRY, 5670 Wilshire Blvd.,

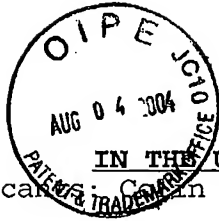
P.O. Address

Customer No.: 36716

Ste. 2100, Los Angeles, CA 90036

(Amendment, Request and Fee Deleting Incorrectly Named Person(s) Who Are Not Inventor(s) of Invention Now Being Claimed (37 C.F.R. § 1.48(b)) [9-21]-page 2 of 2)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: COMIN LOW, et al.

) RE: Supplemental Declaration

) Group: 2664

) Examiner: William A. Luther

) Our Ref: B-3472DIV2PCT
619165-5

Serial No.: 10/052,285

Filed: January 18, 2002

For: "METHOD AND APPARATUS FOR
ACCESSING COMMUNICATION DATA
RELEVANT TO A TARGET ENTITY..."

) Date: August 2, 2004

MAIL STOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Sir:

Please find enclosed a Supplemental Declaration/Power of Attorney in connection with the above-identified application.

The enclosed Supplemental Declaration/Power of Attorney is being filed to properly claim priority to only one of the three foreign applications to which priority was previously claimed. A "Corrective Claim to Priority" is being submitted concurrently herewith. The Examiner should also note that enclosed Supplemental Declaration is executed only by the two inventors remaining after the Amendment and Request Under 37 CFR 1.48(b) (which is also filed concurrently herewith) is entered.

The Applicants respectfully request that the enclosed Supplemental Declaration/Power of Attorney be made of record in the above-identified application

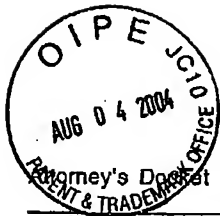
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Priority mail in an envelope addressed to "MAIL STOP RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450", on August 2, 2004 by Suzanne Johnston.

Respectfully submitted,

Richard P. Berg
Attorney for Applicant
Reg. No. 28,145

LADAS & PARRY
5670 Wilshire Boulevard
Suite 2100
Los Angeles, CA 90036
(323) 934-2300

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Attorney's Docket No. B-3472DIV2PCT 619165-5

PATENT

COMBINED DECLARATION AND POWER OF ATTORNEY
(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL, CONTINUATION, OR CIP)

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is of the following type: (check one applicable item below)

- ☐ original
☐ design
☒ supplemental

NOTE: If the declaration is for an International Application being filed as a divisional, continuation or continuation-in-part application, do not check next item; check appropriate one of last three items.

- ☐ national stage of PCT

NOTE: If one of the following 3 items apply, then complete and also attach ADDED PAGES FOR DIVISIONAL, CONTINUATION, OR CIP.

- ☐ divisional
☐ continuation
☐ continuation-in-part (CIP)

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INVENTORSHIP IDENTIFICATION

WARNING: If the inventors are each not the inventors of all the claims an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

"METHOD AND APPARATUS FOR ACCESSING COMMUNICATION DATA RELEVANT TO A TARGET ENTITY IDENTIFIED BY A NUMBER STRING"

SPECIFICATION IDENTIFICATION

the specification of which: (complete (a), (b) or (c))

- (a) ☐ is attached hereto.
(b) ☒ was filed on January 18, 2002 as [X] Serial No. 10/052,285
or ☐ Express Mail No., as Serial No. not yet known, _____
and was amended or affected by, inter alia,
• the Preliminary Amendment that was filed on January 18, 2002.

NOTE: Amendments filed after the original papers are deposited with the PTO which contain new matter are not accorded a filing date by being referred to in the declaration.

- (c) ☐ was described and claimed in PCT International Application No. _____
filed on _____ as amended under PCT Article 19 (1)
on _____ (if any).

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code Federal Regulations § 1.56.

☐ In compliance with this duty there is attached an information disclosure statement 37 CFR 1.97.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign applications(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

(d) ☐ no such applications have been filed.

(e) ☒ such applications have been filed as follows.

NOTE: Where item (c) is entered above and the International Application which designated the U.S. claimed priority check item (e), enter the details below and make the priority claim.

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN(S)) PRIOR TO THIS U.S. APPLICATION

| COUNTRY | APPLICATION NUMBER | DATE OF FILING (day, month, year) | PRIORITY CLAIMED UNDER 37 USC 119 |
|---------|--------------------|--------------------------------------|---|
| GB | 9603582.9 | 20 February 1996 | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |

ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN(S)) PRIOR TO THIS U.S. APPLICATION

POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration number)

Richard P. Berg, Reg. No. 28,145
Mavis S. Gallenson, Reg. No. 32,464
Kam C. Louie, Reg. No. 33,008
Robert Papa, Reg. No. 43,010

John Palmer, Reg. No. 36,885
William R. Evans, Reg. No. 25, 858
Peter D. Galloway, Reg. No. 27, 885

[] Attached as part of this declaration and power of attorney is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

SEND CORRESPONDENCE TO:

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, Colorado 80527-2400

DIRECT TELEPHONE CALLS TO: (Name and telephone number)

Richard P. Berg
(323) 934-2300

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

Full name of sole or first inventor Colin LOW

Inventor's signature [Signature]

Date 30/7/2004 Country of Citizenship Great Britain

Residence Wotton-under-Edge, Gloucestershire GL12 7LT, Great Britain

Post Office Address (same as residence)

Full name of second joint inventor Andrew Franklin SEABORNE

Inventor's signature [Signature]

Date 30/7/2004 Country of Citizenship Great Britain

Residence 17 Shipley Road, Bristol BS9 3HR, Great Britain

Post Office Address (same as residence)

**CHECK PROPER BOX(ES) FOR ANY OF THE FOLLOWING ADDED PAGES(S)
WHICH FORM A PART OF THIS DECLARATION**

- ☐ Signature for third and subsequent joint inventors. *Number of pages added* _
- ☐ Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor. *Number of pages added* _____
- ☐ Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR 1.47. *Number of pages added* *Added* pages to combined declaration and power of attorney for divisional, continuation-in-part (CIP) application.
Number of pages added _____
- ☒ Added pages to combined declaration and power of attorney for divisional, continuation, continuation-in-part (CIP) application.
Number of pages added 1
- * * *
- ☐ Authorization of attorney(s) to accept and follow instructions from representative.

* * *

If no further pages form a part of this Declaration then end this Declaration with this page and check the following item.

- ☐ This declaration ends with this page.

**ADDED PAGE TO COMBINED DECLARATION AND POWER OF ATTORNEY
FOR DIVISIONAL, CONTINUATION, OR CIP APPLICATION**
(Complete this part only if this is a divisional, continuation, or CIP application)

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S) UNDER 35 U.S.C. 120

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT International application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application(s) and the national or PCT International filing date of this application.

**PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS
DESIGNATING THE U.S. FOR BENEFIT UNDER 35 USC 120:**

| U.S. APPLICATIONS | | STATUS (Check one) | | |
|--------------------------|------------------|---------------------------|---------|-----------|
| U.S. APPLICATIONS | U.S. FILING DATE | Patented | Pending | Abandoned |
| 1. 09/077,795 | 5 June 1998 | X | | |
| 2. 0 / | | | | |
| 3. 0 / | | | | |

| PCT APPLICATIONS DESIGNATING THE U.S. | | | | | |
|--|------------------|---------------------------------------|--|--|--|
| PCT APPLICATION NO. | PCT FILING DATE | U.S. SERIAL NOS. ASSIGNED (if any) | | | |
| 4. PCT/GB98/03055 | 11 December 1998 | 09/077,795 | | | |
| 5. | | | | | |
| 6 | | | | | |

(Added Page to Combined Declaration and Power of Attorney for Divisional Continuation, or CIP Application)

(Declaration and Power of Attorney - Page 5 of 5)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Colin LOW, et al.) RE: CORRECTIVE CLAIM TO
) PRIORITY
)
) Group: 2664
)
) Examiner: William A. Luther
)
) Our Ref: B-3472DIV2PCT
) 619165-5
For: "METHOD AND APPARATUS FOR)
ACCESSING COMMUNICATION DATA)
RELEVANT TO A TARGET ENTITY...") Date: August 2, 2004

(CORRECTIVE) CLAIM TO PRIORITY UNDER 35 U.S.C. 119

MAIL STOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Sir:

[X] Applicant hereby makes a right of priority claim under 35 U.S.C. 119 for the benefit of the filing date(s) of the following corresponding foreign application(s):

| <u>COUNTRY</u> | <u>FILING DATE</u> | <u>SERIAL NUMBER</u> |
|----------------|--------------------|----------------------|
| GB | 20 February 1996 | 9603582.9 |

*PLEASE NOTE THAT THIS CORRECTIVE CLAIM TO PRIORITY IDENTIFIES THE ABOVE-IDENTIFIED APPLICATION AS THE ONLY PRIOR FOREIGN PATENT APPLICATION AND DELETES THE EARLIER TWO FOREIGN PATENT APPLICATIONS WHICH WERE LISTED ON THE CLAIM TO PRIORITY FILED WITH THE ORIGINAL PAPERS ON JANUARY 18, 2002.**

[] A certified copy of each of the above-noted patent applications was filed with the Parent Application No. _____.

[X] A certified copy of the above-noted patent application was filed in PCT International Application No. PCT/GB96/03055 filed on 11 December 1996.

[] The priority document will be forwarded to the Patent Office when required or prior to issuance.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Priority mail in an envelope addressed to the "MAIL STOP RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450", on August 2, 2004 by Suzanne Johnston.

Respectfully submitted,

Richard P. Berg
Attorney for Applicant
Reg. No. 28,145

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